

Agenda No. 800

REPORT

Accept bid of Kodiak Pacific Construction Co. for the East Portland Access to Employment and Education Project for \$5,628,899 (Procurement Report - Bid No. 00001482)

October 7, 2020

TO THE COUNCIL:

On September 25, 2019, Council approved Ordinance Number 189707 for Procurement Services to competitively solicit the East Portland Access to Employment and Education Project in accordance with PCC 5.34. The Chief Procurement Officer has advertised and received bids for Bid Number 00001482 on behalf of the Portland Bureau of Transportation, with a project construction estimate of \$6,252,907.11. PBOT rated the project estimate confidence level as High.

Bids were opened on August 11, 2020, and Five (5) bids were received. The low bid from Kodiak Pacific Construction Co., was responsive to the solicitation requirements, thus it is recommended that their bid be accepted at the estimated quoted for a total bid amount of \$5,628,898.98.

Ordinance No. 179568 authorized the Bureau of Transportation (PBOT) to participate in ODOT's Local Public Agency Certification Program for the delivery of federal-aid projects. On June 29, 2011, ODOT's Director informed the Mayor that PBOT had successfully completed the requirements to become fully certified, and City Council accepted ODOT's certification acknowledgement by Ordinance No. 184710. This is a federal-aid transportation project under the Oregon Department of Transportation (ODOT) Federal-Aid Highway Program. Under ODOT's certification, this project will be reviewed and audited by ODOT for federal-aid project compliance.

Introduced by
Mayor Ted Wheeler

Bureau
Management and Finance

Prepared by
Emmanuel Amunga

Date Prepared
September 17, 2020

Requested Council Date
October 7, 2020

Requested Agenda Type
Regular – 10 minutes requested

Date Filed with Clerk
September 29, 2020

Part of the certification is that ODOT shall administer on behalf of the City, ODOT's Disadvantaged Business Enterprise (DBE), Equal Employment Opportunity, and On-The-Job Training (OJT) programs. As such, ODOT establishes the minimum DBE goals for each federal-aid project in compliance with 49 CFR 26. The criteria used in assigning project goals includes: project location, size, duration, dollar value and the availability of DBE firms that can perform identified subcontracting opportunities. This project has a 12% DBE goal. ODOT deemed Kodiak Pacific Construction Co. to be responsive to the DBE requirement. Kodiak Pacific Construction Co. has a committed DBE participation goal of 12.17%. State based certifications other than DBE are not reported in Federal Aid projects.

Kodiak Pacific Construction Co. has identified the following COBID firm as a participating company:

Subcontractor	Certification	Area of Work	Ownership	Amount
Convergent Pacific LLC.	DBE	Survey	Asian Pacific/Male	\$97,967.00
Colors NW, Inc.	DBE	Survey	Hispanic/Male	43,004.00
Cartello Construction	DBE	Signs and Traffic Control	Caucasian/Female	348,590.00
IMN Traffic Specialties	DBE	Flaggers TCS	African American/Female	14,240.00
Cutter Construction	DBE	Trucking	Caucasian/Female	55,000.00
Total				\$684,801.00

Kodiak Pacific Construction Co. is located in Sherwood, OR, and a State Certified M/W/ESB Contractor. They have a current City of Portland Business Tax Registration and EEO Certification and are in with the Equal Benefits Program.

Funds are available for this project under Owner Cost Center T00455.

It is recommended that a Performance Bond and Payment Bond each at 100% of the contract amount be furnished by the Contractor.

The bid sureties of the remaining bidders should be returned immediately in compliance with Section 5.34.410D of the City Code.

Recommended by:

Lester Spitler

Chief Procurement Officer

LS:ec

Action taken:

October 7, 2020 Accepted - Prepare Contract

Four Fifths Agenda	Commissioners voted as follows:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Ryan	2. Ryan	✓	
3. Hardesty	3. Hardesty		✓
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	